



**National Park Service
U.S. Department of the Interior**

Superintendent's Compendium
Of Designations, Closures, Permit
Requirements and Other Restrictions
Imposed Under Discretionary Authority.

Approved:

"Signature on File" Date: 04/07/08
Gary F. Somers, Superintendent

**Nez Perce National
Historical Park**

39063 U.S. Highway 95
Spalding, Idaho 83540-6086
208-843-7001 phone
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**Big Hole National
Battlefield**

P.O. Box 237
Wisdom, Montana 59761-0237
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In accordance with regulations and the delegated authority provided in Title 36, Code of Federal Regulations ("36 CFR"), Chapter 1, Parts 1-7, authorized by Title 16 United States Code, Section 3, the following provisions apply to all lands and waters administered by the National Park Service, within the boundaries of Nez Perce National Historical Park, including Big Hole National Battlefield. Unless otherwise stated, these regulatory provisions apply in addition to the requirements contained in 36 CFR, Chapter 1, Parts 1-7.

Written determinations, which explain the reasoning behind the Superintendent's use of discretionary authority, as required by Section 1.5(c), appear in this document identified by italicized print.

I. 36 CFR §1.5 – VISITING HOURS, PUBLIC USE LIMITS, CLOSURES, AND AREA DESIGNATIONS FOR SPECIFIC USE OR ACTIVITIES

(a)(1) The following visiting hours and public use limits are established for all or for the listed portions of the park, and the following closures are established for all or a portion of the park to all public use or to a certain use or activity:

Visiting Hours:

- Visitor Center hours are seasonally established and posted as follows: Spalding (8 a.m. to 5:30 p.m. summer; 8 a.m. to 4:30 p.m. rest of year); Big Hole (8:30 a.m. to 6 p.m. summer; 9 a.m. to 5 p.m. rest of year).
- Developed Areas: Year-round visiting hours are commensurate with daylight hours at the following park sites: Spalding interpretive waysides, trail, and picnic area; Big Hole trails; Canoe Camp trails; Heart of the Monster trails and picnic area; Buffalo Eddy interpretive trail; and White Bird Battlefield interpretive trail. All areas are closed after dark.
- Visiting hours of park sites managed under cooperative agreements by non-NPS landowners are seasonally established and advertised under the terms of the respective agreement. These are the Bear Paw Battlefield; Saint Joseph's Mission; and Looking Glass sites.

Public Use Limits:

- As a public convenience, a free registration system as authorized under 36 CFR §1.5(d) exists for reserving group facilities at the Spalding picnic area. Reservations may be made by calling the visitor center at 208-843-2261x199. No permit is required under this voluntary system, except for those activities requiring a special use permit as identified under §1.6 below.

Closures:

- Picnicking is prohibited in the Spalding, Bredell, and Old Chief Joseph cemeteries.
- Pets are prohibited on the trails at Big Hole National Battlefield, and at the White Bird and Bear Paw battlefield sites; and within the cemeteries listed above.
- Walking or climbing upon the geologic features at Heart of the Monster is prohibited.

These conditions are based upon cultural sensitivity and respect.

- Pets are prohibited in the Spalding and Big Hole visitor centers.

This condition is based upon visitor safety and enjoyment, and protection of resources.

- Camping is prohibited within Nez Perce National Historical Park and Big Hole National Battlefield.

As day-use areas, camping facilities are nonexistent. The general public is referred to private, county, state, and other federal agency campgrounds found in the vicinity of the 38 discrete sites comprising Nez Perce National Historical Park/Big Hole National Battlefield.

II. 36 CFR §1.6 – ACTIVITIES THAT REQUIRE A PERMIT

(f) The following is a compilation of those activities for which a permit from the superintendent is required:

- §2.5(a) Specimen collection (Take plant, fish, wildlife, rocks or minerals)
- §2.10(a) The following camping activities: overnight gatherings at Big Hole, Bear Paw, and White Bird battlefields, and at Weippe Prairie, for cultural/ceremonial purposes.
- §2.12 Audio Disturbances:
 - (a)(4) Operation of a public address system in connection with a public gathering or special event for which a permit has been issued pursuant to §2.50 or §2.51
- §2.37 Soliciting or demanding gifts, money, goods, or services (Pursuant to the terms and conditions of a permit issued under §2.50, §2.51 or §2.52)
- §2.50(a) Conduct a sports event, pageant, regatta, public spectator attraction, entertainment, ceremony, and similar events
- §2.51(a) Public assemblies, meetings, gatherings, demonstrations, parades and other public expressions of views
- §2.52(c) Sale or distribution of printed matter that is not solely commercial advertising
- §2.60(b) Livestock use and agriculture
- §2.62 Memorialization:
 - (a) Erection of monuments (Requires approval from Regional Director)
 - (b) Scattering ashes from human cremation
- §5.1 Advertisements (Display, posting or distribution)
- §5.3 Engaging in or soliciting any business (Requires a permit, contract or other written agreement with the United States, or must be pursuant to special regulations)
- §5.5 Commercial Photography/Filming:
 - (a) Commercial filming of motion pictures or television involving the use of professional casts, settings or crews, other than bona fide newsreel or news television
 - (b) Still photography of vehicles, or other articles of commerce or models for the purpose of commercial advertising
- §5.7 Constructing or attempting to construct any building, structure, dock, road, trail, path, or public or private utility upon, across, over, through, or under any park area

Inquiries about special use activity requirements and permit applications may be made by contacting the Idaho Unit Manager, Nez Perce National Historical Park, 39063 U.S. Highway 95, Spalding ID 83540-6086 (telephone 208-843-7051, fax 208-843-7006), or Superintendent, Big Hole National Battlefield, P.O. Box 237, Wisdom MT 59761-0237 (telephone 406-689-3155, fax 406-689-3151).

Activity permits may also be required at non-NPS owned sites within Nez Perce National Historical Park, as may be stipulated under the terms of the respective cooperative agreement between the NPS and site landowner. Contact the park for details.

III. GENERAL REGULATIONS

36 CFR §2.1 – PRESERVATION OF NATURAL, CULTURAL AND ARCHEOLOGICAL RESOURCES

(b) Hiking or pedestrian traffic is restricted to the trail or walkway as listed in Section 1.5 of this document.

- Pedestrian traffic is limited to the walkway, lawn, and picnic areas external to the fenced geologic features at Heart of the Monster.

36 CFR §2.11 – PICNICKING

Certain areas have been closed to picnicking and are listed in 36 CFR §1.5(a)(1) "Closures".

Conditions for Picnicking:

- Picnicking is restricted to daylight hours at the Spalding picnic area.

36 CFR 2.13 – FIRES

(a)(1) The lighting or maintaining of fires is generally prohibited, except as provided for in the following designated areas and/or receptacles, and under the conditions noted:

Designated Areas:

- Charcoal cooking fires are allowed in the grates provided in the Spalding picnic area.

Receptacles Allowed:

- Portable charcoal grills are allowed in the Spalding picnic area.

Established Conditions for Fires:

- Charcoal cooking is permitted in the Spalding picnic area except during high or extreme wildfire conditions, when such activity shall be prohibited.

36 CFR §2.14 – SANITATION and REFUSE

(a)(2) The use of government refuse receptacles or facilities for dumping household, commercial or industrial refuse, brought as such from private or municipal property is allowed under the following conditions:

- Residents of park housing at Big Hole National Battlefield may dispose of household refuse in the government refuse receptacles provided.

36 CFR §2.15 – PETS

(a)(1) The following structures and/or areas are closed to the possession of pets:

- The trails and visitor center at Big Hole National Battlefield.
- The White Bird and Bear Paw battlefield sites.
- The Spalding visitor center.
- The Bredell, Spalding, and Old Chief Joseph cemeteries.

(e) Pets may be kept by park residents of Big Hole National Battlefield under the conditions specified in the Big Hole NB Housing Plan.

36 CFR §2.16 – HORSES and PACK ANIMALS

(b) The use of horses or pack animals is allowed on the following trails, routes or areas:

- Horses are allowed in the Big Hole, White Bird, and Bear Paw battlefields, and at Spalding and Weippe Prairie, pursuant to special events, commemorations, special interpretive or educational programs and other activities conducted under a special use permit.

36 CFR §2.19 – WINTER ACTIVITIES

(a) The following park roads and/or parking areas open to motor vehicle traffic may be used for skiing, snowshoeing, ice skating, innertubing, tobogganing, and similar winter activities under the conditions noted:

- Big Hole roads and parking areas may be used for cross-country skiing and snowshoeing.

36 CFR §2.20 – SKATING, SKATEBOARDS and SIMILAR DEVICES

The use of roller skates, skateboards, roller skis, coasting vehicles, or similar devices are allowed only in the following areas:

- Big Hole National Battlefield residential zone.

36 CFR §2.21 – SMOKING

(a) The following portions of the park, or all or portions of buildings, structures or facilities are closed to smoking as noted:

- All buildings, structures, and facilities at Spalding and Big Hole; the Oregon/Washington Unit manager's office at Joseph, Oregon; and the maintenance facility at Heart of the Monster.
- All outdoor areas so designated and posted during periods of high or extreme wildfire conditions. During such periods alternate smoking areas may be specified as the superintendent directs.

These designations are based on a determination that smoking is prohibited to protect park resources, reduce the risk of fire, and prevent conflicts among visitor use activities. [§2.21(a)]